

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

CARL STICH,

Plaintiff,

v.

NICKOLAS LIND, et al.,

Defendants.

No. 2:20-CV-1300-JAM-DMC-P

FINDINGS AND RECOMMENDATIONS

Plaintiff, a prisoner proceeding pro se, brings this civil rights action pursuant to 42 U.S.C. § 1983. Pending before the court is plaintiff's motion for leave to proceed in forma pauperis (ECF No. 2).

Plaintiff has not made the showing required by 28 U.S.C. § 1915(a). Specifically, plaintiff's prison trust account statement indicates he currently has \$1,344.87 on account. See ECF No. 2. Therefore, plaintiff's declaration fails to demonstrate that he is unable to pay the filing fees.

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1 Based on the foregoing, the undersigned recommends that plaintiff's motion for
2 leave to proceed in forma pauperis (ECF No. 2) be denied and that plaintiff be required to pay the
3 filing fees in full before this action may proceed.

4 These findings and recommendations are submitted to the United States District
5 Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within 14 days
6 after being served with these findings and recommendations, any party may file written objections
7 with the court. Responses to objections shall be filed within 14 days after service of objections.
8 Failure to file objections within the specified time may waive the right to appeal. See Martinez v.
9 Ylst, 951 F.2d 1153 (9th Cir. 1991).

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11 Dated: August 3, 2020



DENNIS M. COTA
UNITED STATES MAGISTRATE JUDGE